
Introduced by Senator Murray

February 21, 2003

An act to amend Section 17582 of the Education Code, relating to public schools.

LEGISLATIVE COUNSEL'S DIGEST

SB 892, as introduced, Murray. Public school restrooms: deferred maintenance funds.

Existing law authorizes a school district to establish a restricted fund known as the "district deferred maintenance account" for the purpose of major repair or replacement of school facilities systems.

Existing law requires the State Allocation Board to allocate, within prescribed limits, matching state funding from the State School Deferred Maintenance Fund to applicant school districts for this purpose.

This bill would authorize use of deferred maintenance funds to maintain and supply pupil restroom facilities and would require, as a condition of receipt of matching state funds, that the school district certify that it has properly maintained and supplied rest room facilities for the immediately preceding 12-month period.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 17582 of the Education Code is
- 2 amended to read:
- 3 17582. (a) The governing board of each school district may
- 4 establish a restricted fund to be known as the "district deferred

1 maintenance fund” for the purpose of *maintenance and supply of*
2 *restrooms*, major repair or replacement of plumbing, heating, air
3 conditioning, electrical, roofing, and floor systems, the exterior
4 and interior painting of school buildings, the inspection, sampling,
5 and analysis of building materials to determine the presence of
6 asbestos-containing materials, the encapsulation or removal of
7 asbestos-containing materials, the inspection, identification,
8 sampling, and analysis of building materials to determine the
9 presence of lead-containing materials, the control, management,
10 and removal of lead-containing materials, and any other items of
11 maintenance approved by the State Allocation Board. Funds
12 deposited in the district deferred maintenance fund may be
13 received from any source whatsoever, and shall be accounted for
14 separately from all other funds and accounts and retained in the
15 district deferred maintenance fund for purposes of this section.
16 The term “school building” as used in this article includes a
17 facility that a county office of education is authorized to use
18 pursuant to Article 3 (commencing with Section 17280) of
19 Chapter 3.

20 (b) Funds deposited in the district deferred maintenance fund
21 shall only be expended for maintenance purposes as provided
22 pursuant to subdivision (a). *As a condition of receipt of state*
23 *funding pursuant to Section 17584, the school district shall certify*
24 *to the State Allocation Board that it has properly maintained and*
25 *supplied its pupil restroom facilities, pursuant to standards*
26 *established by the State Allocation Board, throughout the*
27 *immediately preceding 12-month period.*

28 (c) The governing board of each school district shall have
29 complete control over the funds and earnings of funds once
30 deposited in the district deferred maintenance fund, provided that
31 no funds deposited in the district deferred maintenance fund
32 pursuant to subdivision (a) or (b) of Section 17584 may be
33 expended by the governing board for any purpose except those
34 specified in subdivision (a) of this section.

